

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,	)	
	)	No. CR-08-085-LRS-1
Plaintiff,	)	CR-08-086-LRS
	)	
v.	)	ORDER DENYING MOTION TO SET
	)	CONDITIONS OF RELEASE
MICHEAL D. CHARLES,	)	
	)	
Defendant.	)	
	)	

The court, having considered the file, the proffers of the parties, including a DVD and testimony, and arguments, finds the United States has met its burden by clear and convincing evidence of establishing there is not a combination of conditions to reasonably assure absence of risk to the community. The charges are serious, and for his age of 23 years, Defendant has a significant criminal history, including failures to comply. In addition, the DVD reviewed during the hearing on December 4, 2008, showed alleged assaultive behavior.

**IT IS ORDERED** the Defendant's Motion to set conditions of release (Ct. Rec. 272, No. CR-08-085-LRS-1; Ct Rec. 31, No. CR-08-086-LRS) is **DENIED**.

DATED December 5, 2008.

S/ CYNTHIA IMBROGNO  
UNITED STATES MAGISTRATE JUDGE